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## FISCAL IMPACT REPORT

ORIGINAL DATE 1/22/08

SPONSOR Rainaldi LAST UPDATED \_\_\_\_\_ HB \_\_\_\_\_

SHORT TITLE 11<sup>th</sup> Judicial District Pretrial Services SB 83

ANALYST C. Sanchez

### APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Non-Rec	Fund Affected
FY08	FY09		
	\$207.9	Recurring	General Fund

(Parenthesis ( ) Indicate Expenditure Decreases)

### ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY08	FY09	FY10	3 Year Total Cost	Recurring or Non- Rec	Fund Affected
<b>Total</b>			Indeterminable			General Fund

(Parenthesis ( ) Indicate Expenditure Decreases)

### SOURCES OF INFORMATION

LFC Files

Responses Received From

Administrative Office of the Courts (AOC)

### SUMMARY

#### Synopsis of Bill

Senate Bill 83 appropriates \$207,900 from the general fund to the eleventh judicial district court for three full-time employees and operating expenses for a pre-trial services program. Any unexpended or encumbered balance remaining at the end of FY 09 shall revert to the general fund.

### FISCAL IMPLICATIONS

The initial cost of the program of \$207,000 in fiscal year 2009 is subject to increased costs resulting from any increases in salaries and the costs of benefits for the five FTEs.

**SIGNIFICANT ISSUES**

Pre-Trial Services balances releasing offenders after arrest against potential danger to the community and possible failure to appear. This program works closely with the court, and reduces bed days for arrested pre-trial felons. Pre-Trial Services has been in operation in San Juan County since 1998, and has been funded by the county. Due to budget constraints, future funding of this program by San Juan County is at great risk. This bill would transfer the program from county to state funding.

**PERFORMANCE IMPLICATIONS**

The courts are participating in performance-based budgeting. This bill may have an impact on the measures of the courts in the following areas:

Cases disposed as a percent of cases filed

Percent change in case filings by case type

**WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL**

Pre-Trial Services has been in operation in San Juan County since 1998, and has been funded by the county. Due to budget constraints, future funding of this program by San Juan County is at risk. This bill would transfer the program from county to state funding.

CS/mt